

United States District Court - Eastern District of New York

BEHRINGER

Plaintiff

v.

LAVELLE SCHOOL FOR THE BLIND, ET AL.

Defendant

) Index No.: 08CV4899

) AFFIDAVIT OF SERVICE

STATE OF New York: COUNTY OF New York ss:

I, MARVIN COHEN, being duly sworn depose and say deponent is not a party to this action and is over the age of eighteen years and resides in the state of New York. That on JUNE 24, 2008 at 2:00 PM at 3830 PAULDING AVE, BRONX, NY 10469, deponent served the within SUMMONS IN A CIVIL CASE, COMPLAINT on FRANK SIMPSON therein named (the intended recipient).

SUITABLE AGE PERSON: By delivering a true copy of each to MAUREEN LIZARAZO, the COWORKER of FRANK SIMPSON, a person of suitable age and discretion. Said premises is intended recipient's business within the state.

On 6/25/2008 Deponent also enclosed a copy of same in a postpaid sealed wrapper marked "personal and confidential" and not indicating on the wrapper that the correspondence pertained to a lawsuit or was from an attorney, properly addressed to the above intended recipient at 3830 PAULDING AVE, BRONX, NY 10469 and deposited said wrapper in a official depository under exclusive care and custody of the United States Postal Service within New York State.

DESCRIPTION: Deponent further states that the description of the person actually served is as follows:

Gender: Female Race/Skin: White Hair: Black Glasses: Yes Age: 60 Height: 5'2" Weight: 140

COMMENTS:

I declare under penalties of perjury that the information contained herein is correct to the best of my knowledge.

Marvin Cohen, Lic. #0867318
Target Research LLC
20 Vesey Street, PH
New York, NY 10007
(212) 227-9600

Subscribed and sworn to before me, a notary public, on this 26th day of June, 2008.

My Commission Expires: 3/28/09

Notary Public

CHRISTINA O'SULLIVAN

NOTARY PUBLIC-STATE OF NEW YORK

No. 01036124768

Qualified in New York County

Commission Expires March 28, 2009